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November 12, 2009

Mr. Craig Whitenack  
Civil Investigator  
U.S. Environmental Protection Agency  
Region IX, Southern California Field Office  
600 Wilshire Avenue, Suite 1420  
Los Angeles, CA 90014

RE: Yosemite Creek Superfund Site

Dear Mr. Whitenack:

My firm was counsel to The O'Brien Corporation ("O'Brien") and represented O'Brien in connection with a number of Superfund and other hazardous waste sites. The former President of O'Brien, Jerome J. Crowley, Jr., did not receive your §104 RFI dated October 15, 2009 until November 6, 2009. Mr. Crowley forwarded the materials to me and asked me to respond on his behalf.

Neither Mr. Crowley nor O'Brien have information or records about the Yosemite Creek Superfund Site. Until receiving your letter, neither Mr. Crowley nor I was unaware of the Yosemite Creek Superfund Site. Please be advised that O'Brien has been out of business for almost a decade and was formally dissolved in March 2000. O'Brien has no assets and has completed the winding up of its affairs.

To elaborate, pursuant to Indiana Code §23-1-45-7, O'Brien filed its Articles of Dissolution on March 27, 2000. Pursuant to §23-1-45-7, O'Brien published notice of its dissolution and requested that persons with claims against O'Brien file those claims in accordance with the notice. Pursuant to §23-1-45-7(b)(1), the notice was published on March 29, 2000 in San Francisco County, California (the location of O'Brien's principal office) and St. Joseph County, Indiana (the location of O'Brien's registered agent).

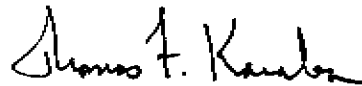
As I said, your correspondence was the first notice that Mr. Crowley received about the Yosemite Creek Superfund Site. Question 28 of your letter asks for correspondence between O'Brien and a list of drum companies – one of which was the Meyers Drum Company. I am not sure that it is the same company, but I seem to recall that O'Brien settled a matter sometime

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around 1998 that involved an entity that was referred to as the former Myers Drum Site that was located in the Oakland area. I looked in our offices for a file on that matter, but could not find anything. Mr. Crowley and I have no other information that is responsive to your request for information.

Please contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Thomas F. Karaba". The signature is fluid and cursive, with the first name "Thomas" and last name "Karaba" being clearly legible.

Thomas F. Karaba

TFK:fb  
Cc: Jerome Crowley, Jr.